



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

Margo Sommerville, President

Jeff Fusco, Vice-President

Mike Freeman, President Pro-Tem

Members of Council:

Jeff Fusco, At-Large	Tara Mosley, Ward 5
Linda Omobien, At-Large	Brad McKittrick, Ward 6
Ginger Baylor, At-Large	Donnie Kammer, Ward 7
Nancy Holland, Ward 1	Shammas Malik, Ward 8
Phil Lombardo, Ward 2	Mike Freeman, Ward 9
Margo Sommerville, Ward 3	Sharon Connor, Ward 10
Russel Neal, Ward 4	www.akroncitycouncil.org

Council Agenda for October 24, 2022

Regular Meeting held on October 17, 2022. All members were present. Minutes of the previous meeting approved. Ayes: 12, Nays: 0 (Neal abstained).

CONSENT AGENDA

- 1 ORDINANCE authorizing the Mayor, or his designee, to apply for a Water Pollution Control Loan Fund (WPCLF) loan, sign all documents for and enter into WPCLF agreements with the Ohio EPA and OWDA for the construction of the WRF Process Control System Replacement Project; and declaring an emergency. (PUBLIC SERVICE)
- 2 ORDINANCE authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts for construction of the WRF Process Control System Replacement Project; and declaring an emergency. (PUBLIC SERVICE)

RULES (M. Freeman, Chair)

TIME:

- 1 ORDINANCE amending and/or supplementing Title 3 “Administration,” Chapter 30 “Mayor and Council,” Section 30.11 “Limits on Noncash Monetary and In-Kind Contributions and Loans” and Section 30.12 “Limits on Cash Contributions” to increase the contribution limits for mayoral and council candidates; and declaring an emergency. (Public Hearing was held June 27, 2022. Continuation of Public Hearing was held 10/3/2022) (Substitute was offered as an amendment 10/17/2022).

BUDGET & FINANCE (M. Freeman, Chair)

NO ITEMS

PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)

REFERRED:

- 1 D-560 Petition of LKQ Midwest for a Conditional Use to expand an auto salvage business at 1480 E. Archwood Avenue (PC-2022-55-CU)
- 2 D-561 Petition of St. Paul Missionary Baptist Church for a Conditional Use to place an oversided internally illuminated EMC sign at 1350 Virginia Avenue (PC-2022-59-CU)
- 3 D-562 Petition of Harmony House for a Conditional Use to establish an emergency youth shelter at 845 Crouse Street (PC-2022-60-CU)
- 4 D-563 Petition of Shaquela Mahdee-Moore for a Conditional Use to establish a Type A daycare center at 899 Baird Street (PC-2022-61-CU)
- 5 D-564 Petition of GetGo Portfolio II, LP for a Conditional Use to construct an automated car wash facility on George Washington Boulevard, south of E. Waterloo Road (PC-2022-62-CU)
- 6 D-565 Petition of Butterfli Holdings 033, LLC, for a Conditional Use to construct a Starbucks on E. Waterloo Road, east of George Washington Boulevard (PC-2022-63-CU)
- 7 D-566 Petition of Summit Toyota for a Conditional Use to construct a collision repair center at 1535 Vernon Odom Boulevard (PC-2022-64-CU)
- 8 D-567 Petition of Jason Mayfield for a Condition Use to construct an oversized garage at 845 Chinook Avenue (PC-2022-65-CU)

TIME:

- 9 ORDINANCE authorizing a Conditional Use to expand a business at 745 E. Archwood Avenue; and declaring an emergency. (9/12/2022) (Public Hearing was held 10/3/2022)
- 10 ORDINANCE authorizing a Conditional Use to establish a medical marijuana dispensary at 1568 E. Archwood Avenue; and declaring an emergency. (9/12/2022) (Public hearing was held 9/26/2022).

- 11 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 2235 Yerrick Circle; and declaring an emergency. (9/12/2022) (Public Hearing was held 9/19/2022)
- 12 D-534 Petition of RVR Realty & Investment for a Conditional Use to expand a business at 745 E. Archwood Avenue (9/12/2022)
- 13 D-537 Petition of Culture Retail Partners of Ohio, Inc., for a Conditional Use to establish a medical marijuana dispensary at 1568 E. Archwood Avenue (PC-2022-41-CU) (9/12/2022)
- 14 ORDINANCE amending and/or supplementing Title 11 “Business Regulations,” Chapter 111 “Regulations Governing Specific Businesses” to enact Article 37 as “Short-term Rentals” to create procedures for the registration, regulation, fees, and enforcement of short-term rentals in the City; and declaring an emergency. (7/11/2022) (Substitute was offered as an amendment 10/3/2022) (Substitute was offered as an amendment 10/17/2022)
- 15 D-519 Petition of Teonka Pickett for a Conditional Use to establish a Type A daycare home at 2235 Yerrick Circle (PC-2022-37-CU)
- 16 D-500 Petition of Ramon Hernandez for a Conditional Use to establish a short-term rental at 1764 Thornapple Avenue. (6/6/2022)
- 17 ORDINANCE creating a short-term rental registration tax; amending the City’s tax code to unify all current taxes under one Chapter; and declaring an emergency. (7/11/2022)
- 18 ORDINANCE amending Title 15 “Land Usage”, Chapter 153, “Zoning Code” to reflect the enactment of the Title 15, Chapter 155 “Sign Code”; and declaring an emergency. (5/2/2022) (Public Hearing was held May 9, 2022)
- 19 D-457 Petition of Greenview Senior Living for a Conditional Use to expand an existing assisted care facility at 327 S. Miller Road (PC-2022-12-CU) (04/11/2022).
- 20 ORDINANCE amending The Zoning Map by changing the Ordinary Industry Use District (U5, H3, A1) and Commercial Use District (U4, H3, A1 and A4) Classifications within the area bounded by E. Mill Street on the north, the existing Retail Business Use District (U3) on the west, the existing University District (UD) and State of Ohio property adjacent to the Metro Regional Transit Authority property on the east and E. Exchange Street on the south, to a Retail Business Use District (U3, H3,

- A3) Classification; and declaring an emergency. (3/28/2022) (Public Hearing was held April 11, 2022)
- 21 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency. (12/6/21) (Public Hearing was held January 24, 2022)
- 22 D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)
- 23 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/2021)
- 24 D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)
- 25 ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)
- 26 D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 27 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 28 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 29 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 30 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use

at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)

- 31 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 32 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 33 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 34 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 35 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

FILED:

- 36 D-547 Petition of Karen Dowling for a Conditional Use to vary the required side and rear yard setbacks at 2101 Congo Street (PC-2022-51-CU) (9/12/2022)
- 37 D-548 Petition of RAHAB Ministries for a Conditional Use to establish a non-residential day program drop-in center for women and to construct an addition at 450 Matthews Street (PC-2022-46-CU) (9/12/2022)

PUBLIC SERVICE (T. Mosley, Chair)

NO ITEMS

PUBLIC UTILITIES & GREEN (M. Freeman, Chair)

NO ITEMS

PUBLIC SAFETY (D. Kammer, Chair)

NO ITEMS

PARKS & RECREATION (P. Lombardo, Chair)

NO ITEMS

HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)

NO ITEMS

HEALTH & SOCIAL SERVICES (L. Omobien, Chair)

NO ITEMS

ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING

ORDINANCE NO. 276-2022 authorizing a Conditional Use to vary the required side and rear yard setbacks at 2101 Congo Street; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 277-2022 authorizing a Conditional Use to establish a non-residential day programming drop-in center and to construct an addition at 450 Matthews Street; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 278-2022 authorizing a Conditional Use to expand an existing assisted care facility at 327 S. Miller Road (PC-2022-12-CU) Vote: 13-0.

RESOLUTION NO. 279-2022 expressing support for H.R. 82, the Social Security Fairness Act of 2021 and S. 1302, the Social Security Fairness Act; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 280-2022 authorizing the issuance of a bond of the City in a principal amount not to exceed \$9,500,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of improvements to the City's wastewater system; pledging certain revenues from the City's wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 281-2022 authorizing the Mayor, or his designee, to enter into a contract or contracts with the Board of Education of the Akron Public School District for the Community Learning Centers' Akron After School Program in order to provide learning enrichment activities; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 282-2022 authorizing the Director of Public Service, after publicly advertising for bids, to enter into a contract or contracts for construction of the Sanitary Sewer Reconstruction 2021 Large Diameter Lining Project; and

declaring an emergency. Vote: 13-0.

ORDINANCE NO. 283-2022 approving and confirming the appointment of Michael Wheeler as the alternate to Director of Finance Stephen Fricker, a current trustee to the Summit/Akron Solid Waste Management Authority Board, for a term ending February 28, 2025; and declaring an emergency. Vote: 13-0.

RESOLUTION 284-2022 declaring the City of Akron to be an official Gateway City to the Cuyahoga Valley National Park; expressing appreciation for this unique natural and recreational attraction; and declaring an emergency. Vote: 13-0.

COMMITTEE MEETINGS Scheduled for October 24, 2022:

1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Rules	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	3:30 P.M.	Housing & Neighborhood Assistance
2:15 P.M.	Public Safety		

NEW LEGISLATION

RULES

- 1 ORDINANCE amending and/or supplementing Title 9 “General Provisions,” to enact Chapter 106 “Prohibition of Conversion Therapy on Minors” of the Code of Ordinances of the City of Akron to prohibit the practice of conversion therapy on minors; and declaring an emergency.
- 1a RESOLUTION expressing opposition to Issue 10, a proposed charter amendment that is flawed and will lead to litigation and a waste of taxpayer dollars; reaffirming the City of Akron’s support for a future amendment to Akron’s Charter to include an independent Citizen Oversight Board and a related administrative office, related to Akron’s Police Department; and declaring an emergency.

PLANNING & ECONOMIC DEVELOPMENT

- 2 ORDINANCE authorizing a Conditional Use to construct an automated car wash facility on George Washington Boulevard,

south of E. Waterloo Road; and declaring an emergency. (Up for Public Hearing on November 7, 2022)

- 3 ORDINANCE authorizing a Conditional Use to construct a Starbucks on E. Waterloo Road, east of George Washington Boulevard; and declaring an emergency. (Up for Public Hearing on November 7, 2022)
- 4 ORDINANCE authorizing a Conditional Use to construct a collision repair center at 1535 Vernon Odom Boulevard; and declaring an emergency. (Up for Public Hearing on November 14, 2022)
- 5 ORDINANCE authorizing a Conditional Use to construct an oversized garage at 845 Chinook Avenue; and declaring an emergency. (Up for Public Hearing on November 14, 2022)
- 6 ORDINANCE authorizing a Conditional Use to place an oversized internally illuminated EMC sign at 1350 Virginia Avenue; and declaring an emergency. (Up for Public Hearing on November 21, 2022)
- 7 ORDINANCE authorizing a Conditional Use to establish an emergency youth shelter at 845 Crouse Street; and declaring an emergency. (Up for Public Hearing on November 21, 2022)
- 8 ORDINANCE authorizing a Conditional Use to establish a Type A daycare at 899 Baird Street; and declaring an emergency. (Up for Public Hearing on November 21, 2022)
- 9 ORDINANCE approving the sale of City-owned land located south of Copley Road between Frederick Boulevard and Nome Avenue to Goshen House Interdenominational Church; determining said property is not needed for public use; and declaring an emergency.
- 10 ORDINANCE approving the sale of City-owned land located east of Rhodes Avenue, west of Bell Street, and south of South Maple Street to K. Hovnanian Ohio Operations, LLC; determining said property is not needed for public use; and declaring an emergency.
- 11 ORDINANCE adopting the 2023 Capital Investment and Community Development Program, legally referred to as the Capital Investment Budget; and declaring an emergency. (Up for Public Hearing on October 31, 2022)

